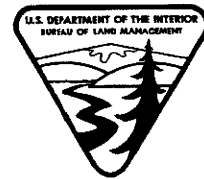


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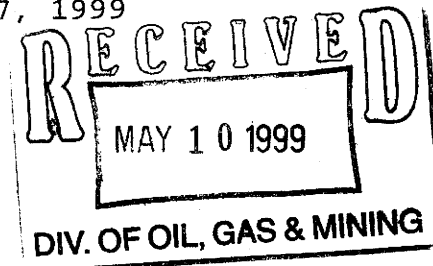
# United States Department of the Interior

BUREAU OF LAND MANAGEMENT  
Henry Mountains Field Station  
P. O. Box 99  
Hanksville, Utah 84734  
(435) 542-3461



IN REPLY REFER TO:  
3809  
UTU-75959  
(UT057)

May 7, 1999



Martinique Mining Co.  
c/o Kim Wilson  
PO Box 192  
Hanksville, Utah 84734

Dear Mr. Wilson:

Your notice to conduct mining operations on the claims located in Section 35, T.31 S., R.10 E., SLBM, was received on April 1, 1999, and has been accepted by this office. Your notice has been assigned case file number UTU-75959. Please use this number in any future correspondence concerning this notice.

If you change your operation from what is described in your notice, you are required to contact this office prior to the change. If your operation extends for more than one year, please advise this office of the status of your mining related activity on the anniversary date of your notice.

Enclosed is a copy of the Conditions of Acceptance for BLM Mining Notices, required by the Richfield Field Office, Henry Mountains Field Station. Please follow these guidelines as they pertain to your operation.

A copy of your notice has been sent to the Utah Division of Oil, Gas and Mining (UDOGM); therefore, you will not have to file this notice with them. Prior to the commencement of the proposed activity, all appropriate state water quality permits need to be obtained from the Utah Department of Environmental Quality, Division of Water Quality, located at:

288 North 1460 West  
Salt Lake City, Utah 84114-4870

You are required to report to this office, all hazardous materials associated with your operation along with information regarding their use, storage, transport, quality, generation and

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disposal. Information regarding hazardous materials can be obtained from the State of Utah, Department of Environmental Quality, Division of Solid and Hazardous Waste at:

288 North 1460 West  
Salt Lake City, Utah 84114-4880

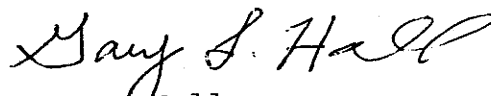
You are also required to contact the Department of Environmental Quality (DEQ), Emergency Response Section (ERS) at the Section's 24-hour response number (801-536-4123) immediately of a spill or discharge of hazardous substances.

As required by 43 CFR 3809, Surface Management Regulations, reasonable measures must be taken to prevent unnecessary or undue degradation of public lands during your operations. Please notify this office upon completion of operations and reclamation, so an inspection may be conducted on the site. Reclamation under this notice is required to conform to the standards of the Utah Mined Land Reclamation Act.

Acceptance of your notice will not now, nor in the future, serve as determination of the validity nor ownership of any mining claim included under your notice.

If you have any questions regarding this letter, please contact Francis Rakow at (435)542-3461. Thank you for submitting your notice.

Sincerely,



Gary L. Hall  
Assistant Field Manager

Enclosure:  
Conditions of Acceptance for BLM  
Mining Notices

cc: D. Wayne Hedberg, UDOGM ✓

## CONDITIONS OF ACCEPTANCE FOR BLM MINING NOTICES

Except, to the extent necessary to preserve evidence of mineralization, and roads needed for the continuation of mineral-related exploratory operation, all work conducted under a mining Notice (43 CFR 3809.1-3) in the same project area must be reclaimed prior to beginning any work under a new Notice. In order to avoid unnecessary or undue degradation of public land, the following guidelines should be observed.

### ARCHAEOLOGICAL --

Any cultural or paleontological resource (historic or prehistoric artifacts or structures) discovered on public land shall be immediately reported to the Authorized Officer. All operations in the immediate area of such a discovery shall be suspended until written authorization to proceed is issued by the Authorized Officer. It is the responsibility of the operator to ensure there is no removal or destruction of historic and prehistoric remains on public lands covered by his operations.

### HAZARDOUS MATERIALS --

The BLM shall be notified of any hazardous or toxic material generated, used, transported or stored and this material shall be kept in approved safe containers. All hazardous or toxic material shall be disposed of in accordance with applicable federal and state laws. The Authorized Officer shall be immediately notified of any spills or accidents involving hazardous or toxic materials.

### MONUMENTS --

To the extent practicable, all operators shall protect U.S. Government survey markers, bench marks, witness corners, reference monuments, bearing trees, etc., against destruction, obliteration or damage. Current mining claim markers shall also be protected. When mining or exploration activities are concluded, the operator shall remove all operation survey markers, stakes, flagging, etc., which are not needed for ongoing activities.

### NATIVE VEGETATION --

Disturbance of existing vegetation shall be the minimum necessary for the operation. Large vegetation such as pinyon and juniper trees shall be avoided whenever possible.

### NOTIFICATION OF RECLAMATION --

43 CFR 3809.1-3(d)(5) requires when reclamation has been completed, except to the extent to preserve mineralization, the authorized BLM officer shall be notified so that an inspection of the area can be made. Notification within 10 days of the final reclamation is recommended.

### RECLAMATION --

43 CFR 3809.1-3(d)(4) states reclamation shall include, but shall not be limited to: (i) Saving of topsoil for final application after reshaping of disturbed areas has been completed; (ii) Measures to control erosion, landslides, and

water runoff; (iii) Measures to isolate, remove or control toxic materials; (iv) Reshaping the area disturbed, application of the topsoil, and revegetation of disturbed areas, where reasonably practicable; and (v) Rehabilitation of fisheries and wildlife habitat. It is recommended that topsoil stockpiles should be clearly identified and kept separate from overburden stockpiles. Drill holes shall be reclaimed to the Utah Division of Oil, Gas, and Mining (UDOGM) standards (see attachment).

#### REFUSE --

The site shall be maintained in a sanitary condition at all times. All garbage, refuse or waste shall be removed from the affected land and disposed of in an authorized/approved land fill or treated to minimize, so far as is practicable, its impact on the lands.

#### ROADS --

Existing road access shall be used whenever possible. Access for shall be planned for the minimum width needed for operations and for exploration shall not exceed 14 feet in width. Roads shall follow natural contours where practicable to minimize the need for cut and fill. Road cuts shall be less than 3 feet on the inside edge. Waterbars shall be placed on steep inclines. The Authorized Officer shall be notified of any exceptions before construction begins. Wet roads shall not be used when ruts of two inches or deeper shall result from road use.

#### SAFETY --

Unless otherwise accepted, newly constructed shafts and tunnels shall be covered or blocked to prevent unauthorized or accidental entry. Pits and trenches with high walls in excess of 4 feet shall be fenced, bermed or barricaded to protect the general public from accidental injury. High walls and material piles shall be reclaimed with a final slope of 3(horizontal):1(vertical) or less and revegetated using a BLM approved seed mixture. All sites shall be kept in a safe, clean, and environmentally stable condition.

#### THREATENED OR ENDANGERED SPECIES --

If any species listed as threatened or endangered is encountered, the operator shall immediately suspend operations and report the incident to the Authorized Officer. Wild horses, wildlife and livestock shall not be harassed.

#### WATER --

Water from stock-water reservoirs, springs, and wells shall not be used for operations unless prior approval has been granted by the individual or agency possessing the water rights of the source.

#### WILDERNESS STUDY AREAS/AREAS OF CRITICAL ENVIRONMENTAL CONCERNS --

All activities in WSAs and ACECs (see attached maps) in excess of casual use are required to be authorized under an approved plan of operations. No work may be done in the WSAs which could impair their suitability for inclusion in the wilderness system.